

## Group Marine Enforcement & Prosecution Policy

Peel Ports Group's Statutory Harbour Authority's are responsible for the effective enforcement of relevant legislation, directions and regulations relating to marine safety within their Ports. In this Policy, enforcement comprises the promulgation of regulation and guidance, effective surveillance, accident investigation, and where appropriate formal warning and prosecution.

It is Peel Ports Group Policy that all Statutory Harbour Authority's within the Group shall:

- Maintain through regular reviews, an effective regulatory framework, which is integrated with relevant national legislation and includes local regulation resulting from risk assessment, or as otherwise made necessary.
- Ensure that regulations and associated guidance are promulgated.
- Develop and maintain effective enforcement procedures, which comply with relevant national legal requirements and guidelines.
- Develop and maintain effective investigation procedures for use in the event of a navigational accident, which support enforcement procedures.
- Ensure that all staff involved in an accident investigation, or who are required to follow enforcement procedures, receive effective and relevant training.
- Respond to breaches of regulation, where justified by the evidence and other circumstances, using formal warnings and legal prosecution.
- When bringing prosecutions observe the Code for Crown Prosecutors and evidential Codes as far as appropriate and in the Scotland Crown Office and Procurator Fiscal Service, Prosecution Code and Evidential Codes.
- Manage the progress of enforcement activities, including accident investigations and prosecutions, and the maintenance of appropriate records.

This Policy will be reviewed again within the next 3 years.

Signed

A handwritten signature in black ink, appearing to read "JMS", written over a light blue horizontal line.

Date 1<sup>st</sup> January 2024

**James McSparran**

Port Director, Peel Ports Clydeport and Ardrossan

Signed

A handwritten signature in black ink, appearing to read "R Goffin", written over a light blue horizontal line.

Date 1<sup>st</sup> January 2024

**Richard Goffin**

Port Director, Peel Ports Great Yarmouth, and London Medway

Signed

A handwritten signature in black ink, appearing to read "P Hall", written over a light blue horizontal line.

Date 1<sup>st</sup> January 2024

**Phil Hall**

Port Director, Peel Ports Liverpool, Manchester and Heysham